

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences



CAU 1211 \$  
#9  
Hamm  
1/6/98

In re Patent Application of

von BORSTEL et al

Serial No. 08/460,186

Filed: June 2, 1996

Title: TREATMENT OF CHEMOTHERAPEUTIC  
AGENT AND ANTIVIRAL AGENT TOXICITY  
WITH ACYLATED PYRIMIDINE NUCLEOSIDES

Atty Dkt.: 1331-138  
C# M#

Group Art Unit: 1211

Examiner: Kunz, G.

Date: November 26, 1997

Honorable Commissioner of Patents  
and Trademarks  
Washington, DC 20231

Sir:

☒ **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated  
May 27, 1997 of the Examiner twice/finally  
rejecting claims 1-25 (\$ 310.00 )

\$ 310.00

☐ An appeal **BRIEF** is attached in triplicate in the pending appeal of the  
above-identified application (\$ 310.00)

\$ 0.00

☐ An **ORAL HEARING** is requested under Rule 194 (\$ 270.00)  
(due within two months after Examiner's Answer)

\$ 0.00

☐ Credit for fees paid in prior appeal without decision on merits

-\$ ( 0.00)

☐ A reply brief is attached in triplicate under Rule 193(b)

(no fee)

☐ Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$400/2 months; \$950.00/3 months; \$1,510/4 months)

\$ 950.00

**SUBTOTAL** \$ 1,260.00

☒ Application is a "small entity"; enter 1/2 of subtotal and subtract

-\$ ( 630.00)

☐ "small entity" statement attached

**SUBTOTAL** \$ 630.00

Less month extension previously paid on

-\$ ( 0.00)

**TOTAL FEE ENCLOSED** \$ 630.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should  
have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A  
duplicate copy of this sheet is attached.

02/12/1997 GRAYNE 00000048 08460186.00 OP  
01 FC:2100 North Glebe Road 155.00 OP  
8th Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
LCM:lks

**NIXON & VANDERHYTE P.C.**

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature